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PATENT

#7/dpm  
4-2-04  
Ret re  
Aband.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) ADJUSTABLY SIZABLE AND  
PATRICIA LEWIS et al ) PROTECTIVE BOOT  
Serial No. 10/078,068 )  
Filed February 19, 2002 ) Group Art Unit 3728  
Examiner Marie D. Patterson

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Abandonment dated March 11, 2004 indicating that the application was considered abandoned because Applicants failed "to timely file a proper reply to the Office letter mailed on 21 August 2003", Applicants enclose herewith evidence that a proper reply was received by the U.S. PTO, said evidence in the form of a copy of the return receipt postcard acknowledging receipt

37 CFR 1.8  
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 17, 2004.

Signature: \_\_\_\_\_

*Karen Sanderson*

Name: \_\_\_\_\_

Karen Sanderson

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of an RCE and Preliminary Amendment under a Certificate of Mailing dated November 21, 2003 and stamped received November 21, 2003. In view of these enclosures, the Petition should be granted and the improper Notice of Abandonment withdrawn.

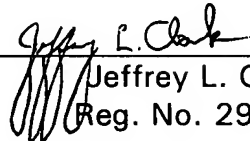
Additionally, Applicants have enclosed herewith copies of the RCE and Preliminary Amendment that were transmitted therewith on November 21, 2003, and acknowledged by the U.S. PTO by the aforementioned return receipt postcard. Also enclosed is a copy of the cancelled check in the amount of \$770.00.

In view of the foregoing, Applicants respectfully request withdrawal of the holding of abandonment and an early and favorable action on the merits is respectfully requested.

Respectfully submitted,

WOOD, PHILLIPS, KATZ,  
CLARK & MORTIMER

By

  
Jeffrey L. Clark  
Reg. No. 29,141

March 17, 2004

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